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Date: February 27, 2004

To: Office of Publications
Examiner Thomas L. Dickey
Art Unit: 2826

Fax No.: 703-872-9306

From: Stephen P. Burr

Subject: U.S. Application Ser. No. 10/051,614
Filed: January 18, 2002
Conf. No.: 9025
Title: SEMICONDUCTOR LIGHT-EMITTING ELEMENT HAVING FIRST AND
SECOND EPITAXIAL LAYER GROUP II-VI SEMICONDUCTOR COMPOUNDS
ON A SUBSTRATE

Our Ref.: 782_213

You should receive 9 page(s) including this cover sheet. If you do not receive all pages, please call (315) 233-8300.

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following paper(s) is/are being facsimile transmitted to 703-872-9306 at the Patent and Trademark Office on February 27, 2004:

- Request For Acknowledgment of Receipt and
Consideration of Information Disclosure Statement _1_ page
- Courtesy copy of the Information Disclosure Statement
filed February 13, 2004, including copies of the Form PTO-1449,
postcard receipt and Express Mail receipt _7_ pages
- This Cover Sheet _1_ page

Total Pages

9

Melissa T. Kuczynski
Melissa T. Kuczynski

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BURR & BROWN

Practitioner's Docket No.: 782_213

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Takafumi YAO, Hiromitsu UCHIYAMA and Takaharu IWADACHI

Ser. No.: 10/051,614

Group Art Unit: 2826

Filed: January 18, 2002

Examiner: Thomas L. Dickey

For: SEMICONDUCTOR LIGHT-EMITTING ELEMENT HAVING FIRST AND SECOND EPITAXIAL LAYER GROUP II-VI SEMICONDUCTOR COMPOUNDS ON A SUBSTRATE

Date of mailing of PTOL 85 entitled "Notice of Allowance and Base Issue Fee Due" January 29, 2004

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Melissa T. Kuczynski
Melissa T. Kuczynski

**REQUEST FOR ACKNOWLEDGMENT OF RECEIPT AND CONSIDERATION OF
INFORMATION DISCLOSURE STATEMENT**

Sir:

Applicants respectfully request the U.S. Patent and Trademark Office to return an initialed copy of the PTO-1449 filed with Information Disclosure Statement on February 13, 2004, as acknowledgment of receipt and consideration thereof. A courtesy copy of the PTO-1449 and Information Disclosure Statement as well as our postcard receipt, are enclosed.

Should additional copies of the references cited in the Information Disclosure Statement be required, the appropriate Patent and Trademark Office official is invited to contact the undersigned at the telephone number set forth below.

Respectfully submitted,

February 27, 2004
Date

Stephen P. Burr
Stephen P. Burr
Reg. No. 32,970

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1. A Transmittal of Information Disclosure Statement under 37 CFR §1.97(d) (in duplicate)
2. A Certification under 37 CFR §1.97(e)
3. An Information Disclosure Statement
4. Form PTO-1449
5. Japanese Search Report dated February 3, 2004
6. References AF-AH
7. Our Check in the amount of \$180.00

Applicant(s): Takafumi YAO, Hiromitsu UCHIYAMA and Takaharu IWADACHI
 Ser. No.: 10/051,614
 Date Filed: January 18, 2002
 Our Docket No. 782_213
 Conf. No.: 9025
 Title: SEMICONDUCTOR LIGHT-EMITTING ELEMENT HAVING FIRST AND SECOND EPITAXIAL LAYER GROUP II-VI SEMICONDUCTOR COMPOUNDS ON A SUBSTRATE

Date of Mailing: February 13, 2004

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Practitioner's Docket No.: 782_213

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Takafumi YAO, Hiromitsu UCHIYAMA and
Takabaru IWADACHI

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Ser. No.: 10/051,614

Art Unit: 2826

Filed: January 18, 2002

Examiner: Thomas L. Dickey

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Conf. No.: 9025

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For: SEMICONDUCTOR LIGHT-EMITTING ELEMENT HAVING FIRST AND
SECOND EPITAXIAL LAYER GROUP II-VI SEMICONDUCTOR COMPOUNDS
ON A SUBSTRATE

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Box 1450, Alexandria, VA 22313-1450.

Elizabeth A. VanAntwerp
Elizabeth A. VanAntwerp

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UNDER 37 CFR §1.97(d)

TIME OF TRANSMITTAL OF ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT

1. The information disclosure statement transmitted herewith is being filed *after*:

- (1) a final action under §1.113,
- (2) a notice of allowance under §1.311, or
- (3) an Office Action that closes prosecution,

but before, or simultaneously with, the payment of the issue fee.

STATEMENT AND FEE

2. In accordance with the requirements of 37 CFR §1.97(d):

A. Accompanying this transmittal is a statement, as specified in 37 CFR §1.97(e).

B. Applicant(s) submit(s) the submission fee set forth in §1.17(p) (\$180.00).

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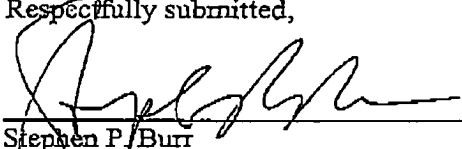
3. ☒ Attached is a check in the amount of \$180.00.
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Respectfully submitted,

February 13, 2004

Date


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SPB/eav

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Practitioner's Docket No.: 782_213

PATENT

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In re patent application of: Takafumi YAO, Hiromitsu UCHIYAMA and
Takaharu IWADACHI

Serial No.: 10/051,614

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Elizabeth A. VanAntwerp
Elizabeth A. VanAntwerp

CERTIFICATION UNDER 37 CFR §1.97(e)

Sir:

[x] Each item of information contained in the Information Disclosure Statement filed
herewith was *first* cited in a communication from a foreign patent office in a
counterpart foreign application not more than three months prior to the filing of this
Information Disclosure Statement.

OR

[] No item of information in the Information Disclosure Statement filed herewith was
cited in a communication from a foreign patent office in a counterpart foreign
application or, to my knowledge after making reasonable inquiry, was known to any
individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing
of this Information Disclosure Statement.

Respectfully submitted,

February 13, 2004

Date

Stephen P. Burr
Stephen P. Burr
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Box 1450, Alexandria, VA 22313-1450.

Elizabeth A. VanAntwerp
Elizabeth A. VanAntwerp

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §1.56, the attention of the Patent and Trademark Office is
hereby directed to the references listed on the attached Form PTO-1449. Copies of each of
the references listed on Form PTO-1449 are attached.

Also enclosed is a copy of a Japanese Search Report bearing a mailing date of
February 3, 2004 from a corresponding Japanese patent application, and the U.S. PTO is
directed thereto for a concise statement of possible relevance of the references cited therein.

The above information is presented so that the Patent and Trademark Office may, in
the first instance, determine any materiality thereof to the claimed invention. It is

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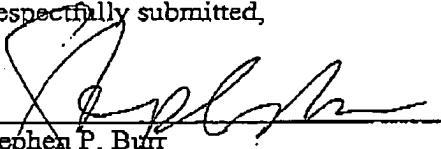
respectfully requested that the information be expressly considered during the prosecution of this application, and that these references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-1446.

Respectfully submitted,

February 13, 2004

Date


Stephen P. Burr
Reg. No. 32,970

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Form PTO-1449 US DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				<i>Complete If Known</i>	
				Application Number	10/051,614
				Filing Date	January 18, 2002
				First Named Inventor	Takafumi YAO
				Art Unit	2826
				Examiner Name	Thomas L. Dickey
Confirmation No.				9025	
Sheet	1	of	1	Attorney Docket No.	782 213

U.S. PATENT DOCUMENTS

Exam. Initial		Document Number	Date	Name	Our Docket No.	Class	Sub Class	Filing Date

U.S. COPEING APPLICATIONS

Exam. Initial		Application/ Publication Number	Filing/ Publication Date	Inventor Name	Our Docket No.	Class	Sub Class

FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Sub Class	Translation	Abstract
	AF	11-135838	05-21-1999	JP			JPO Machine Translation	✓
	AG	10-027946	01-27-1998	JP			JPO Machine Translation	✓
	AH	10-022527	01-23-1998	JP			JPO Machine Translation	✓

OTHER DOCUMENTS

(Including Author, Title, Date, Pertinent Pages etc.)

Examiner:		Date Considered:	
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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